

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.  
BY: Thomas M. Soosong, Jr. DATE: August 30, 2004

PATENT  
MAIL STOP AMENDMENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Patent Application of : Group Art Unit: 1638  
Robert Henry et al. :  
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Appln. No.: 09/839,813 : Examiner: Stuart Baum, Ph.D.  
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:   
Filed: April 20, 2001 :   
: Attorney Docket  
For: NEW PLANTS FORMED BY : No. 054195-5001-00  
MICROPARTICLE BOMBARDMENT :  
WITH UNCHARACTERISED DNA :

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

It is requested that the enclosed references listed on the attached Information Disclosure Citation Form PTO-1449 be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

This Information Disclosure Statement (IDS) satisfies the requirements of 37 C.F.R. § 1.98, and is hereby filed in compliance with 37 C.F.R. §§ 1.97(c)(1) and (e)(1), as the enclosed references were first cited in a communication from the European Patent Office in counterpart EP application 99970874.6 on June 2, 2004, which date is not more than three months prior to the filing of the instant IDS.

Independent consideration and acknowledgment of the enclosed references are respectfully requested.

Respectfully submitted,

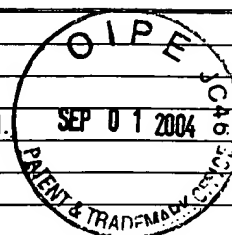
**ROBERT HENRY ET AL.**

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August 30, 2004  
(Date)

KD/TMS

Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<b>Application Number</b>	09/839,813
		<b>Filing Date</b>	April 20, 2001
		<b>First Named Inventor</b>	Robert Henry et al.
		<b>Group Art Unit</b>	1638
		<b>Examiner Name</b>	Stuart Baum
<b>Sheet</b>	1	<b>of</b>	1
		<b>Attorney Docket Number</b>	054195-5001



U.S. PATENT DOCUMENTS				
Exr Initials	U.S. Patent Document		Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code (if known)		

FOREIGN PATENT DOCUMENTS					
Exr Initials	Foreign Patent Document			Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Country Code	Number	Kind Code (if known)		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			T <sub>1</sub>
Exr Initials	Include Name of Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published		
	Dudits et al., 1987, PNAS 84:8434-8438		
	Jena, 1994, Current Science 67:744-746		
	Shepard et al., 1983, Science 219:683-688		
	Luthra et al., 1997, Euphytica 95:269-294		
	Liu et al., 1999, Theoretical and Applied Genetics 98:1099-1103		

<b>Examiner Signature</b>		<b>Date Considered</b>	
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